

LIBER 16 PAGE 318  
**CERTIFICATE OF PUBLICATION**  
From THE NEWS-POST Frederick, Md.

D. PRINCETON BUCKEY, SOLICITOR  
ORDER OF PUBLICATION  
No. 14,211 Equity.  
IN THE CIRCUIT COURT FOR FREDERICK COUNTY, MARYLAND,  
IN EQUITY.

Jacob H. L. Spurrier and Annie Spurrier, his wife, et al., vs. Samuel E. Spurrier and Poella Spurrier, his wife, et al.

The object of the Bill of Complaint filed in this cause, is to procure a Decree for the sale of the real estate of Sadie E. Spurrier and Theresa A. M. Spurrier, both now deceased, situate in Woodsboro, Frederick County, Maryland.

The Bill states in substance that Sadie E. Spurrier and Theresa A. M. Spurrier, both of whom were unmarried and formerly resided in Frederick County, Maryland, are both now deceased, the said Theresa A. M. Spurrier having died intestate and Sadie E. Spurrier having died testate, leaving a last Will and Testament, a certified copy thereof being filed in this cause as Exhibits S. E. S.

That by the terms of said Will of Sadie E. Spurrier, she devised and bequeathed all of her estate unto Coral Spurrier Kling, and that Myrtle M. Spurrier and Rowland Spurrier are named Executors thereof and have qualified as such in the Orphans' Court for Frederick County, Maryland.

That at the time of the death of Theresa A. M. Spurrier and Sadie E. Spurrier, they were seized and possessed, as tenants in common, of a tract and parcel of land, containing 2½ acres of land, more or less, situate in the village of Woodsboro, Frederick County, Maryland, that was conveyed to them by a deed dated November 4, 1903 and recorded in Liber S. T. H. No. 271, folio 348, one of the Land Records for Frederick County, Maryland.

That the one-half undivided interest and her one-sixth inheritance as an heir at law of Theresa A. M. Spurrier, who died March 3, 1937, will be vested by devise in her niece, Coral Spurrier Kling (subject to the payment of her debts) and the one-half undivided interest of Theresa A. M. Spurrier, who predeceased Sadie E. Spurrier, vested in her heirs at law, all of whom are parties to this cause namely:

(a) Myrtle M. Spurrier and Rowland Spurrier, Executors of the Will of Sadie E. Spurrier, deceased, and who died July 30, 1940.

(b) A brother, Jacob H. L. Spurrier, whose wife's name is Annie Spurrier.

(c) A brother, Alvin Taylor A. Spurrier, whose wife's name is Catherine A. Spurrier.

(d) The children and heirs at law of Charles F. A. Spurrier, deceased whose wife is dead, both of whom predeceased both Theresa A. M. Spurrier and Sadie E. Spurrier, intestate, to-wit: a daughter, Ethel Spurrier Dinterman, whose husband's name is Arvie Dinterman; a daughter, Floy Diller Spurrier Filler, widow.

(e) The widow, children and heirs at law of a deceased brother, John E. C. Spurrier, who died intestate since the death of Theresa A. M. Spurrier, leaving a widow, Juliet Maynard Spurrier, and the following children, to-wit: a son, Myrtle M. Spurrier, whose wife's name is Sadie B. Spurrier, a son, Sterling E. Spurrier, whose wife's name is Nellie M. Spurrier.

All of the above named persons being adults and residing in Frederick County, Maryland.

(f) The children and heirs at law of a deceased brother, William M. L. Spurrier, whose wife is dead, both of whom predeceased the said Theresa A. M. Spurrier and Sadie E. Spurrier, intestate, to-wit: a son, an adult, Charles O. Spurrier, whose wife's name (if any) is Spurrier, whose residence is unknown, but when last heard from, lived in the Western part of the United States of America; a daughter, Coral Spurrier Kling, whose husband's name is Roscoe M. Kling, both of whom are adults and reside in Frederick County, Maryland; a son, Samuel E. Spurrier, whose wife's name is Poella Spurrier, both of whom are adults and reside in Denver, Colorado; a son, Royal E. Spurrier, whose wife's name is Ruth D. Spurrier, both of whom are adults and reside in Fort Wayne, Indiana; a son, Walter E. Spurrier, whose wife's name is Ella S. Spurrier, both of whom are adults and reside in Hartland, Minnesota; Alfred R. Spurrier, whose wife's name is Ethel Spurrier, both of whom are adults residing in Coesse, Indiana; a son, Emmet C. Spurrier, unmarried, an adult, residing in Coesse, Indiana.

The Bill further states, that whilst the Executors of the Will of Sadie E. Spurrier are given the power to sell all of her estate, they could only sell the one-half undivided interest in said real estate and that if said power were exercised it would result in a sacrifice of the interest of Coral Spurrier Kling, the sole beneficiary under said Will, and that they have obtained an order of the Orphans' Court to be made parties plaintiff in this case, so that the said real estate, which is not susceptible of division amongst the parties without material loss and injury to their respective interests, may be sold as a whole.

OCT 29 1940  
Frederick, Md., 193

This is to certify, That the annexed Order of Publication was published in The News-Post a newspaper published in Frederick County, once a week for four successive weeks prior to the 26th day of September, 1940.

THE NEWS-POST

Per Chas. V. Moore

Filed Oct. 29, 1940

That the said real estate mentioned and described in this cause and of which the said Sadie E. Spurrier and Theresa A. M. Spurrier died seized and possessed, is not susceptible of partition or division without material loss and injury to all the parties to this cause and have an interest therein, and it would be to the best interests of all the parties to this cause that said real estate be sold under a decree of Court and the proceeds divided amongst the parties according to their respective rights and interests therein.

And the Bill prays for the following relief:

That a decree may be passed for a sale of said real estate.

That the proceeds of sale may be divided between the parties to this cause according to their respective rights and interests therein.

And for general relief and for process and Order of Publication against the non-resident defendants.

It is thereupon, this 27th day of August, 1940, by the Circuit Court for Frederick County, Maryland, sitting as a Court of Equity, and by the authority thereof,

Ordered, that the Plaintiffs give notice to the said non-resident defendants to this cause of the object and substance of this Bill by causing a copy of such to be published in some newspaper published in Frederick County, Maryland, once a week for four successive weeks prior to the 26th day of September, 1940, commanding them to be and appear, in person or by Solicitor, in said Court, on or before the 12th day of October 1940, to show cause, if any they may have, why a decree should not be passed as prayed.

ELLIS C. WACHTER,  
Clerk of the Circuit Court for  
Frederick County, Maryland  
D. Princeton Buckey, Solicitor  
TRUE COPY—TEST

ELLIS C. WACHTER,  
Clerk.  
48-28xd9-4.11.1925